

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: George C. Schedivy EXAMINER: Justin M. Larson
SERIAL NO.: 10/705,291 GROUP ART UNIT: 3782
FILED: November 10, 2003
FOR: SEAT MOUNTABLE VIDEO SYSTEM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE TO OFFICE ACTION

Sir:

This Amendment is submitted in response to the April 11, 2007 Office Action issued by the United States Patent and Trademark Office in connection with the above-identified application. A response to the April 11, 2007 Office Action is due on July 11, 2007. Accordingly, this response is being timely filed.

Please amend the subject application as follows:

IN THE CLAIMS:

Please cancel claims 26, 28, 47 and 49 without prejudice or disclaimer and accept amended claims 20, 27, 37 and 48, and new claim 50 as follows:

1. – 19. (canceled)

20. (currently amended) A video system, comprising:

an entertainment unit comprising:

a display; and

a media source operatively coupled to the display;

a housing attached to at least one rigid member coupled to at least one headrest support member of a seat in a vehicle, and suspended at a rear of the seat, wherein the housing includes a cavity to temporarily receive the entertainment unit in the housing and suspend the entertainment unit from the seat; and

a wedge positioned between the seat and the housing, wherein the wedge is locked into a plurality of positions along the y-axis.

21. (original) The video system of claim 20, wherein the at least one rigid member is coupled to the at least one headrest support member using a bracket.

22. (original) The video system of claim 21, wherein the bracket includes a ring and a locking mechanism.

23. (original) The video system of claim 20, wherein the at least one rigid member is attached to the housing via a moveable joint.
24. (original) The video system of claim 20, wherein the at least one rigid member is capable of being fixed in a plurality of positions along at least one of the x-axis, the y-axis and the z-axis.
25. (original) The video system of claim 24, wherein the at least one rigid member is fixed using a locking nut.
26. (canceled)
27. (currently amended) The video system of claim [[26]] 20, wherein one end of the wedge is mounted to the housing and another end of the wedge is butted against the seat.
28. (canceled)
29. (original) The video system of claim 20, wherein the housing is formed from one of an unbendable material and a bendable material.
30. (original) The video system of claim 20, wherein the housing includes at least one

opening for providing access to the media source.

31. (original) The video system of claim 20, wherein the housing includes at least one opening for allowing a view of the display.

32. (previously presented) The video system of claim 20, wherein the housing is formed in substantially a U-shape having an open side through which the entertainment unit is inserted and removed.

33. (canceled)

34. (original) The video system of claim 20, further comprising at least one of an audio/video port, a headphone port, a power port, an infrared port and a wireless transmitter for transmitting wireless signals positioned on at least one of the display, the media source and the housing.

35. (original) The video system of claim 20, wherein the media source is one of a slot-type device, a clamshell-type device and a drawer-type device.

36. (original) The video system of claim 20, wherein the media source includes at least one of a DVD player, a CD player, a video game player, a videocassette player, a television tuner, a radio tuner, and a device capable of playing at least one of computerized video files and computerized audio files.

37. (currently amended) A video system comprising:

an entertainment unit comprising:

a display; and

a media source operatively coupled to the display;

a housing suspended at a rear of a vehicle seat, wherein:

the housing includes a cavity to receive the entertainment unit in the housing and suspend the entertainment unit from the seat, the housing is capable of being fixed to different positions using a mounting mechanism, and the mounting mechanism includes at least one mounting post positioned between the seat and the housing, wherein the mounting mechanism further includes a wedge positioned between the vehicle seat and the housing and the wedge is locked into a plurality of positions along the y-axis.

38. – 42. (canceled)

43. (previously presented) The video system of claim 37, wherein one end of the at least one mounting post is attached to the housing and another end of the at least one mounting post is attached to a headrest post of the vehicle seat.

44. (original) The video system of claim 43, wherein the one end of the at least one mounting post is attached to the housing via a moveable joint.

45. (original) The video system of claim 43, wherein the at least one mounting post is capable of being fixed in a plurality of positions along at least one of the x-axis, the y-axis and the z-axis.

46. (original) The video system of claim 45, wherein the at least one mounting post is fixed using a locking nut.

47. (canceled)

48. (currently amended) The video system of claim [[47]] 37, wherein one end of the wedge is mounted to the housing and another end of the wedge is butted against the vehicle seat.

49. (canceled)

50. (new) A video system, comprising:

an entertainment unit comprising:

a display; and

a media source operatively coupled to the display;

a housing attached to at least one rigid member coupled to at least one headrest support member of a seat in a vehicle, and suspended at a rear of the seat, wherein:

the housing includes a cavity to temporarily receive the entertainment unit in the housing and suspend the entertainment unit from the seat,

the housing is formed in substantially a U-shape having an open side through which the entertainment unit is inserted and removed, and
the entertainment unit rests on a bottom side of the U-shape and is enclosed on left and right sides by left and right sides of the U-shape.

REMARKS

Claims 20-32, 34-37 and 43-49 are pending in this application.

Claims 20, 27, 37 and 48 have been amended and claim 50 has been added by the present Amendment. Amended claims 20, 27, 37 and 48 and new claim 50 do not introduce any new subject matter.

Claims 26, 28, 47 and 49 have been canceled without prejudice or disclaimer.

REJECTION UNDER 35 U.S.C. § 102

"A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." Verdegaal Bros. v. Union Oil Co. of California, 814 F.2d 628, 631, 2 U.S.P.Q.2d 1051, 1053 (Fed. Cir. 1987). "The identical invention must be shown in as complete detail as is contained in the . . . claim." Richardson v. Suzuki Motor Co., 868 F.2d 1226, 1236, 9 U.S.P.Q.2d 1913, 1920 (Fed. Cir. 1989); M.P.E.P. § 2131.

Yoshioka

Reconsideration is respectfully requested of the rejection of claims 20-25, 29-32, 37 and 43-46 under 35 U.S.C. § 102(b) as being anticipated by JP 06197245 ("Yoshioka").

Applicant respectfully submits that Yoshioka does not disclose or suggest a wedge positioned between the seat and the housing, wherein the wedge is locked into a plurality of positions along the y-axis, as recited in amended claims 20 and 37.

For example, Applicant's disclosure describes and shows a wedge 416 that can be mounted to the housing and locked into different positions along the y-axis. See, e.g., Applicant's disclosure, page 20, line 17 – page 21, line 6; Figs. 11A and 11C.

Further, Applicant's disclosure defines the y-axis as the up/down axis. See, e.g., Applicant's disclosure, page 19, lines 20-22.

Yoshioka does not disclose and Examiner does not assert that Yoshioka discloses a wedge.

Therefore, for at least the above reason, Applicant respectfully submits that claims 20 and 37 are not anticipated by Yoshioka.

In addition, for at least the reason that claims 21-25 and 29-32 depend from claim 20, and claims 43-46 depend from claim 37, claims 21-25, 29-32 and 43-46 are also not anticipated by the cited reference.

As such, Applicant respectfully requests that the Examiner withdraw the rejection of claims 20-25, 29-32, 37 and 43-46 under 35 U.S.C. § 102(b).

Adams

Reconsideration is respectfully requested of the rejection of claims 20, 26-31 and 34-36 under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 6,380,978 ("Adams").

Applicant respectfully submits that Adams does not disclose or suggest a wedge positioned between the seat and the housing, wherein the wedge is locked into a plurality of positions along the y-axis, as recited in amended claim 20.

In contrast to the claimed embodiment, what the Examiner refers to as the wedge in Adams does not lock into a plurality of positions along the y-axis. Indeed, the Examiner states that an article, such as a book, must be placed "behind the wedge" in order to push it outward toward a rear of the vehicle. See April 11, 2007 Office Action at 4. Further, the configuration in Fig. 2A sits in one position along the y-axis and does

not lock a wedge in a plurality of positions along the y-axis.

Accordingly, for at least these reasons, Adams does not anticipate claim 20.

In addition, for at least the reason that claims 27, 29-31 and 34-36 depend from claim 20, claims 27, 29-31 and 34-36 are also not anticipated by the cited reference, claims 26 and 28 having been canceled.

As such, Applicant respectfully requests that the Examiner withdraw the rejection of claims 20, 26-31 and 34-36 under 35 U.S.C. § 102(b).

REJECTION UNDER 35 U.S.C. § 103

Reconsideration is respectfully requested of the rejection of claims 34-36 under 35 U.S.C. § 103(a) as being unpatentable over Yoshioka in view of U.S. Patent No. 5,729,291 ("Tanaka").

As stated above, Applicant respectfully submits that Yoshioka does not disclose or suggest the wedge, as recited in amended claim 20. Furthermore, it would not have been obvious to modify Yoshioka in view of Tanaka to include same because Tanaka does not cure this deficiency in Yoshioka.

Accordingly, for at least this reason, Applicant respectfully submits that amended claim 20 is patentable over Yoshioka in view of Tanaka.

For at least the reason that claims 34-36 depend from claim 20, and claims 34-36 are also submitted to be patentable over the cited reference.

As such, Applicant requests that the Examiner withdraw the rejection of claims 34-36 under 35 U.S.C. §103(a).

Reconsideration is respectfully requested of the rejection of claims 20-22, 24-31, 34-37, 43 and 45-49 under 35 U.S.C. § 103(a) as being unpatentable over Adams in

view of Yoshioka.

Adams, when taken alone or in combination with Yoshioka, does not disclose or suggest a wedge positioned between the seat and the housing, wherein the wedge is locked into a plurality of positions along the y-axis, as recited in amended claims 20 and 37.

As stated above, in contrast to the claimed embodiments, what the Examiner refers to as the wedge in Adams does not lock into a plurality of positions along the y-axis. Indeed, the configuration in Fig. 2A of Adams sits in one position along the y-axis and does not lock a wedge in a plurality of positions along the y-axis.

Further, as stated above, Yoshioka does not disclose and Examiner does not assert that Yoshioka discloses a wedge.

Accordingly, for at least these reasons, claims 20 and 37 are patentable over Adams, when taken alone or in combination with Yoshioka.

In addition, for at least the reason that claims 21-22, 24-25, 27, 29-31 and 34-36 depend from claim 20, and claims 43, 45-46 and 48 depend from claim 37, claims 21-22, 24-25, 27, 29-31, 34-36, 43, 45-46 and 48 are patentable over the cited references, claims 26, 28, 47 and 49 having been canceled.

As such, Applicant respectfully requests that the Examiner withdraw the rejection of claims 20-22, 24-31, 34-37, 43 and 45-49 under 35 U.S.C. § 103(a).

DEPENDENT CLAIMS

Applicant has not independently addressed the rejections of all the dependent claims because Applicant submits that, in view of the amendments to the claims presented herein and, for at least similar reasons as why the independent claims from

which the dependent claims depend are believed allowable as discussed, *supra*, the dependent claims are also allowable. Applicant however, reserves the right to address any individual rejections of the dependent claims should such be necessary or appropriate.

An early and favorable reconsideration is earnestly solicited. If the Examiner has any further questions or comments, the Examiner may telephone Applicant's Attorney to reach a prompt disposition of this application.

Respectfully submitted,



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